

P W (1939) Department.

Ms. SERIES.

G.O. No. 538

DATED 4-3-1939

[Despatch Abstract.]

Legislative Council Question -

December 1938 - Minor Ports
in the South Kanara district.
Improvements - Record.

Sectt. of the Madras Legre.
Council Section,
9-9-38.

Starred question.

SRI D. MANJAYA HEGDE.

THE PUBLIC WORKS DEPARTMENT.

*117-A. Will the Hon. the
Minister for Public Works be
pleased to state--

(a) whether it is a fact that the
Government are contemplating to transfer
fifty-five lakhs of rupees from the
'Ports' fund account" to the 'General
Account' of the Government;

(b) if so, what the reasons are;

(c) whether the Government are aware
of the urgency of the improvement of the
ports of Mangalore, Malpe and Gangolli
in South Kanara District; and

(d) if not, whether the Government
propose to make regular enquiry as
to the development of the ports in
this district?

VV/12-9.

CPWD will send
26/9

20
26/9

Cl (C) & (d)
(Portion 'A' on p 14)

To the PPO Madras
(with an extract
of Cl (C) & (d) of
the L.C. No.)
(A' on p 14)

Dpd. by	Van
	Post
	Messenger
Dpr's initials.	WZ
Date	1931

2

Pr(Kar)

Gen no 3956 of 381 of 26.9.38

Subj

Port - Malpe, Mangalore
Gangoli, South Kanara
Dist.
L.C. No. 117-A.

A copy of clauses C & d of Gen no
117-A on the above subject proposed to be
Amended and approved
asked at the next meeting of the Local Council
of the district. Subject is
forwarded to the PPO who is
requested to submit a detailed
report on the points raised, before
the next meeting, at an early date.

Rx Kd
24.9.38 24.9.38

WZ
26/9

3
27/10

my

3 no 3956 A/38-2 d 27 1038

From T.H. to N.S. Prud

To the G.P.O. Madras.

P 2 of

Subj: L.C. No. - 117-A

Ref: no. no. 3956
A/38-1 dated 26.9.38

Please say when
your reply may be expected.

for
27/10/38

(100)

M
27/10/38

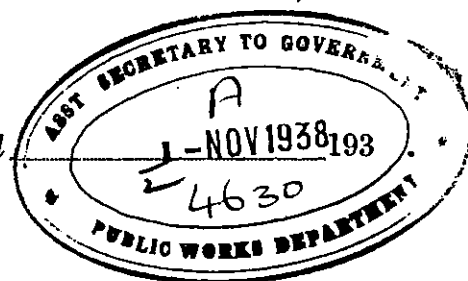
Pc bfo 29/10

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1,002-27-11-35.

Received _____ 193

Registered _____



Subject.

Ports - Mangalore, Malpe, Gangolli, South Kanara

District - Legislative Council Question

No. 117-A.

ENCLOSURES.
No. <u>3 Plans</u>
<u>Plans</u>
Spare copies _____

No. 2180 of 38-2 Madras, dated 31st October 1938.

From (Name) Commander G.M. Osborne-Smith, R.I.N.,

Presidency Port Officer, Madras,

To The Secretary to the Government of Madras,

Public Works (Marine) Department.

Madras.

Sir,

P3 ault

Government Memorandum No. 3956-A/38-1,
dated 26th September 1938.

P1 ault

With reference to clauses (c) & (d) of question No. 117-A, I have the honour to state that I am aware of the necessary improvements required to the ports of Mangalore, Malpe and Gangolli in the South Kanara District.

Investigations have been carried out and proposals with estimates of cost are herewith submitted for the sanction of Government.

MANGALORE. - The following port improvements have been included in the Mangalore Landing and Shipping Fund Budget for 1938-39.

'A' m-p 34
(W₂)

(i)

5
2.

(i) Reconstruction and realignment of North wharf wall and reclaiming land for wharves.

An estimate for this proposal costing Rs.62,050 is submitted.

P12 inform
(1 September)

(ii) Extending the South wharf wall by 2500 feet and reclaiming land for wharves.

An estimate for this proposal costing Rs.2,27,000 is submitted.

P18 inform
September

(iii) Improvements to the pier T head including piling with reinforced concrete piles to form a jetty.

This has been included in item (i) above.

Amended

The following urgent improvements are immediately necessary :-

(a)	Constructing a wall round the dry dock compound	Estimates cost	Rs.2900
(b)	Constructing a store shed in the	do.	" 2475
(c)	do. a ramp for hauling up pontoons	do.	" 4200
(d)	do. curved walls to entrance to dock	do.	" 4800
(e)	do. stacking platform for pontoons and hoisting gear including special trucks for pontoons	do.	" 8500
Total estimated cost			<u>Rs.22875</u>

The expenditure will be met from Landing and Shipping Funds as follows :-

(a)	Constructing a wall round the dry dock - Budget allotment	Rs.3000
(b)	from (iii) above	do. 10000
(c)	Reappropriation from "Construction of roads and drains on the South reclamation.	do. 8000
(d)	Reappropriation from the savings on Construction of oil fuel storage tank	do. 2000
Total		<u>Rs. 23000</u>

The

The principal results of proposals (i) and (ii) will be to increase the stacking-area for dutiable cargo, which is badly needed, facilities for the embarking and disembarking of passengers, and greatly improving facilities for the navigation of cargo boats, by being able to dredge a straight channel the whole length of the eastern side of the 'Gurpur' along the proposed wharf wall extension, this will also be directly beneficial to the bar as the angle of the bar channel will be less acute.

The works can only be carried out by obtaining financial assistance from the Minor Ports Fund, and Rs.1,00,000 was included in the Minor Ports Budget for the current year.

MALPE. - Provision has been made in the Malpe Landing and Shipping ^{fund} budget for 1938-39 for hand dredging a channel to wharf No.4, construction of masonry retaining walls to the wharf and Eastern bank of channel.

An estimate for Rs.18500/- was submitted to Government in my letter No.1818 G1-38-4, dated 15-10-38.

Other improvements required are (I) Building masonry retaining walls and reclaiming land for wharves Nos. 1 & 2 and (II) the construction of a passenger jetty. These will be investigated and proposals submitted in due course.

Gangolli - Coondapur. The wharves at this port are totally inadequate; the one at which the majority of landing and shipping is done has an approximate area of 18 cents with a shelving beach necessitating the double handling of all cargo.

P4 of (V2)
P2 of (W2)
P3 of (E2)
A m.p.h.
4391/38 LF
1/17

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4.

An estimate is submitted herewith providing for the necessary improvements at a cost of Rs.30,000/-, the amount conforms to the estimate made by the merchants and shippers of the port in their petition for improvements, and details are shown on the

As no Landing & Shipping Act is in force at this port, the cost enclosed plan No.3. of the scheme must be met by the Minor Ports Fund.

The dredging of the bar at Mangalore is essential to admit of native craft into the backwater, and dredging of the bar and leading channel at Gangolli is also essential in the interests of the working of the port. For this purpose, which is common to a number of the minor ports, a sea going dredger is quite necessary and proposals with estimate will be submitted.

I have the honour to be,
Sir,
Your most obedient servant,

Commander, R.I.N.,
Presidency Port Officer.

P22 info
(Separate)

Included
in The Coast
for ports submitted
by the Minor
Ports Com.

(2797/32)
Mangalore

(Received &
Kathir
separately)

(Spinks separated
for necessary action)

8

Draft Answer.

Public Works Department.

पिच

Na Yes

$$(a, a(b))$$

B

(c) The Govt. are not aware that any proposals for the improvement of these ports, but they have received estimates for certain improvements recently.

(d). ~~the answer is in the negative.~~
by the ~~non~~ ~~characteristic~~ ~~of~~ ~~an~~ ~~ambulation~~

District?
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 MD 40 no 3856 1738-3
 1138
 87138
 9/11

3-12-38

Legislative Council Question No. 117-A - 11. 11. 1938.
Sri D. Manjaya Reddy.

Will the Hon'ble the Minister for Public Works be pleased to state:-

(a) whether it is a fact that the Government are contemplating to transfer fifty-five lakhs of rupees from the 'Forts Fund account' to the 'General Account' of the Government;

(b) if so, what the reasons are;

(c) whether the Government are aware of the urgency of the improvement of the ports of Mangalore, Calpe and Cannoli in South Kanara District; and

(d) if not, whether the Government propose to make regular enquiry as to the development of the ports in this district?

Public Works Department.

A N S W E R.

(a) and (b).- The attention of the Hon'ble Member is invited to the statement of Objects and Reasons of the Bill to provide for the disposal of the balance to the credit of the Minor Ports Fund in the Province of Madras of which notice has been given.

(c) The Presidency Port Officer has submitted certain proposals for the improvement of these ports and these are under consideration.

(d) Does not arise

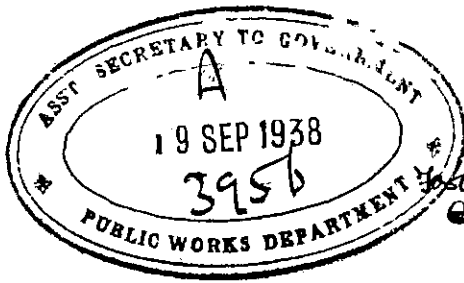
Secretary to Government

To the Secretariat of the Madras Legislature (Council Section).

The above answer has been approved by the Hon'ble
Yakub Hasan.

L. N. u. o. No. 3958 A/38-3/14-11-1938.

22.14/11.



Legis. Assembly No. 3-3506-23-3-37.

SECRETARIAT OF THE MADRAS LEGISLATURE,
St. George
Chennai, dated the 19th Sept 1938.

QUESTION NO. 17 A for the ^{next} meeting of the Legislative ^{Council} ~~Assembly~~ to
be held on the 193

Two copies of this question are forwarded to the

P. W. Department.

The question has been admitted.

Am.
19/9/38

To

The P W Department.

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19/9/38

12,
PP 48-53
15

3956 A/38

4/10/80

Subj Minor PWS Fund Bill:

Starred Question.

de. gov.

The question does not require
HE's sanction as it does not relate
to any Subject Calling under his "Special
V. & C. also Sectt under responsibility" - V. & C. 27 of the Rules,
49).

2. The several clauses are noted
on below:-

(B)

cl (a) Please see the copy of the
Bill at (B) - The answer may be
in brief - affirmative - is ...

(B)

cl (b) The reasons are given in
the Statement of Objects and Reasons
to the Bill

cl (c) & (d) There are no specific
proposals for the improvement of the ports
of Mangalore, Malpe etc, in the South
Kannara Dt, under the consideration of Govt.
The PPO, however, reported, when he
protested against the proposed diversion
of the balances at the credit of the
Minor PWS Fund to the Govt. revenues,
that a two year programme of
improvements to the port of Mangalore at
a cost of Rs 1 1/4 lakhs, and an
one year programme of improvements to
the port of Malpe at a cost of Rs 6000

2797 A/37
(File not kept)

had been formulated before. At

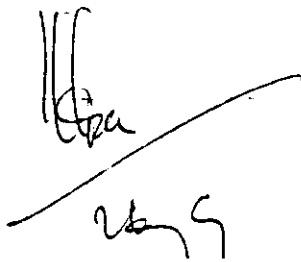
Marine, and that they involved
a total grant of Rs. 1 lakh for the
former and Rs. 5000 for the latter
from the Minor P.W. Fund. Regarding
the above, no details are available.

As the Leg. Council will not meet before
the 25th Nov., next, a report may be
called for from the PPO

(ascertained from
the PPO)

3. Draft Submitted.

Rs.
26938
24/9


PPO

Gr. no. 3956 of 38-1 of 26938 } P2 of
to PPO }
From the PPO no 2180 of 38-2 dated } P4 - 23 of
31-10-38 }

With reference to Ch. (C) + (d) - of +
the Leg. Council, the PPO has submitted
estimates amounting to Rs. 3 lakhs nearly for
improvements to the port of Mangalore, an estimate
amounting to Rs. 18,500 for improvements to the
port of Malpe, and an estimate amounting to
Rs. 30,000 for improvements to the port of
Changoli. He has also promised to submit
further proposals for the purchase of a dredger
etc. after inspection. These improvements

P1 of

P2 12 + 18 of

25

P224

P74

39,56/38

PO 5-74 }

d LF }

(Pent)
(Edenorep)
2797/37

are based on the assumption that free grants will be made, as applied for by the PPO, from the Minor Ports Fund. Of the Minor Ports Fund Bill is ^(as introduced) passed, the balance at the credit of the Minor Ports Fund will be only Rs 5 lakhs, and the question of free grants or loans will have to be examined after all the applications for free grants are received. The question of raising the rates of Landing and Shipping Fees at Mangalore will have to be considered. In the case of Kalpe, the PPO has been asked to report why the cost of the work proposed (Rs 18,500) cannot be met by raising the L.S. fees to the required extent, and his report is awaited.

2. ~~Pending detailed examination~~

2. / A draft answer is submitted

 Or
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HM (P) 7/11 12/11

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Improvements to certain minor ports in South Kanara district.

* 82 Q.—SRI D. MANJAYA HEGDE: Will the Hon. the Minister for Public Works be pleased to state—

(a) whether it is a fact that the Government are contemplating to transfer fifty-five lakhs of rupees from the "Ports' Fund Account" to the "General Account" of the Government;

(b) if so, what the reasons are;

(c) whether the Government are aware of the urgency of the improvement of the ports of Mangalore, Malpe and Gangolli in South Kanara district; and

(d) if not, whether the Government propose to make regular enquiry as to the development of the ports in this district?

THE HON. MR. YAKUB HASAN:—“(a) & (b) The attention of the Hon'ble Member is invited to the statement of Objects and Reasons of the Bill to provide for the disposal of the balance to the credit of the Minor Ports Fund in the Province of Madras of which notice has been given.

(c) The Presidency Port Officer has submitted certain proposals for the improvement of these ports and these are under consideration.

(d) Does not arise.”

Go no 538 84-3-89

Recorded

L. C. Q. Decr '38. Minor Port
in the South Kanara Dist-
Improvements.

48
3/3/39
M
3/3

11/8/39
3/3

Government of Fort St. George.

LEGAL DEPARTMENT

A

BILL

TO PROVIDE

**for the disposal of the balance to the credit
of the Minor Ports Fund in the Province
of Madras.**

(With Statement of Objects and Reasons)

The Hon'ble Mr. YAKUB HASAN.

ANNEXURE

[Note.—The changes made by the Select Committee are shown in clarendon type and the portions omitted are shown by dots.]

L.A. BILL No. 20 OF 1938.

A Bill to provide for the disposal of the balance to the credit of the Minor Ports Fund in the Province of Madras.

(As amended by the Select Committee.)

WHEREAS under sub-section (6) of section 36 of the Indian Ports Act, 1908, the disposal of the balances xv from time to time standing to the credit of port fund accounts is subject to the provisions of any local law;

AND WHEREAS the Provincial Government have directed that all . . . minor ports in the Province of Madras should be regarded as constituting a single port with a common port fund called the Minor Ports Fund;

And whereas subsequently the Tuticorin Port Fund has been constituted as a separate fund under the Tuticorin Port Trust Act, 1924;

AND WHEREAS it is expedient to provide by an Act of the Provincial Legislature for the disposal of the balance which is now standing and which may from time to time stand . . to the credit of the said Minor Ports Fund other than that of Tuticorin;

It is hereby enacted as follows:—

Short title and extent. 1. (1) This Act may be called the Madras Minor Ports Fund Act, 1938.

(2) It extends to the whole of the Province of Madras.

Definition of 'Minor Ports Fund.' 2. In this Act, ' Minor Ports Fund ' means the common port fund of all the minor ports situated in the Province of Madras other than Tuticorin

Disposal of surplus on the 31st March 1939. 3. The balance standing on the 31st day of March 1939 to the credit of the Minor Ports Fund in excess of twenty lakhs of rupees shall be credited to and shall be disposed of along with the rest of the revenues of the Province.

Disposal of subsequent surpluses. 4. The Provincial Government shall have power to credit to the revenues of the Province and dispose of, such portion of the balance standing to the credit of the Minor Ports Fund on the 31st day of March 1940 or any subsequent year as they may, with the approval, by resolution, of the Madras Legislative Assembly, determine.

To

THE HONOURABLE THE LEGISLATIVE
ASSEMBLY, MADRAS.

The Select Committee appointed to consider the Madras Minor Ports Fund Bill, 1938 (L.A. Bill No. 20 of 1938) has the honour to make the following report:

2. This Bill was published in the *Fort St. George Gazette* in English on 12th August 1938 and again on 4th October 1938. It was also published in Tamil, Telugu, Kannada and Malayalam on 11th October 1938.

3. The Committee was appointed on 30th November 1938, with instruction to report on the 5th December 1938, if possible.

4. The Committee met on the 3rd and 4th December 1938 in the Legislative Assembly Buildings and subjected the provisions of the Bill to a careful scrutiny.

5. It has made the following among other changes:—

(i) *Preamble*.—The Committee has inserted in the preamble an additional paragraph containing a reference to the constitution of the Tuticorin Port Trust Fund in 1924.

(ii) *Clause 2*.—The Committee considers that in this clause, all the words following “the Province of Madras” are unnecessary. The words have accordingly been deleted. The words “other than Tuticorin” have been added at the end of the clause.

(iii) *Clause 3*.—The Committee considers that out of the amount standing to the credit of the Minor Ports Fund on the 31st March 1939, a sum of Rs. 20 lakhs should be retained in the Ports Fund, so that all possible expenditure for the improvement of minor ports may be met without difficulty, and that only the balance should now be credited to the Provincial Revenues. It also considers that out of the amount standing to the credit of the Fund on the 31st March of 1940 and every succeeding year, any amount in excess of such sum as, with the approval of the Legislative Assembly may be fixed by the Government, may be so credited. Clause 3 has been re-drafted accordingly.

6. A copy of the Bill as amended by the Committee is annexed. The Committee thinks that the Bill need not be republished.

4th December 1938.

YAKUB HASAN,
Chairman.

A Bill to provide for the disposal of the balance to the credit of the Minor Ports Fund in the Province of Madras.

XV of 1908. WHEREAS under sub-section (6) of section 36 of the Indian Ports Act, 1908, the disposal of the balances from time to time standing to the credit of port fund accounts is subject to the provisions of any local law; AND WHEREAS under section 37 of the said Act the Provincial Government have directed that for the purposes of the said sub-section (6) all the minor ports in the Province of Madras except Tuticorin, should be regarded as constituting a single port with a common port fund called the Minor Ports Fund;

AND WHEREAS it is expedient to provide by an Act of the Provincial Legislature for the disposal of the balance from time to time standing to the credit of the said Minor Ports Fund;

It is hereby enacted as follows:—

1. (1) This Act may be called the Madras Minor Ports Fund Act, 1938. Short title and extent.

(2) It extends to the whole of the Province of Madras.

2. In this Act, 'Minor Ports Fund' means the common port fund of all the minor ports situated in the Province of Madras which by virtue of a direction of the Provincial Government for the time being in force, are regarded as constituting a single port for the purposes of sub-section (6) of section 36 of the Indian Ports Act, 1908. Definition of 'Minor Ports Fund.'

3. The balance from time to time standing to the credit of the Minor Ports Fund shall not be accumulated beyond the limit of five lakhs of rupees and any sum now in excess or which may hereafter be in excess of five lakhs in the said Fund shall be credited to the revenues of the Province. Limit to accumulation in Minor Ports Fund.

STATEMENT OF OBJECTS AND REASONS.

There is an accumulation of about 60 lakhs of rupees in the Minor Ports Fund of this Province. This Fund is the common Port Fund of all the minor ports in the Province of Madras except Tuticorin which is governed by the Tuticorin Port Trust Act, 1924 (Madras Act II of 1924). Under the Indian Ports Act, 1908 (XV of 1908), as it now stands the money in the Minor Ports Fund can be expended only for the purposes of minor ports. Section 36 (6) of the Act, however, provides for the passing of any local law regarding the disposal of the balance to the credit of the Ports Fund Account. The Government consider that it is unnecessary to keep more than 5 lakhs of rupees in the Minor Ports Fund and that the balance might be credited to the general revenues of the Province and utilized for any purpose which the Government may deem fit, just as customs revenue, excise revenue and land revenue are used for general purposes by the Government (Central or Provincial) collecting such revenues.

The Bill gives effect to the above object.

YAKUB HASAN.